

SX301\*

Professional Combat Sports Act 1987

## **Professional Combat Sports Amendment Regulations 2013**

Made by the Governor in Executive Council.

### **1. Citation**

These regulations are the *Professional Combat Sports Amendment Regulations 2013*.

**2. Commencement**

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day on which the *Professional Combat Sports Amendment Act 2011* comes into operation.

**3. Regulations amended**

These regulations amend the *Professional Combat Sports Regulations 2004*.

**4. Regulation 1 amended**

In regulation 1 delete “*Professional*”.

**5. Regulation 3 amended**

- (1) In regulation 3 delete the definition of *medical practitioner*.
- (2) In regulation 3 insert in alphabetical order:

*grappling*, in relation to an event, is where participants wrestle, grip, handle and control an opponent without the use of striking;

*light contact*, in relation to an event that is not a sham contest, is where participants do not strike their opponents with full force and where strikes are pulled;

**6. Regulation 4 replaced**

Delete regulation 4 and insert:

**4. Combat sports prescribed not to be combat sport**

For the purposes of the definition of *combat sport* in section 3 of the Act, the combat sports listed in the Table are prescribed not to be a combat sport.

**Table**

Fencing
Paintball
Wrestling that is intended to be theatrical or humorous

**5A. Contests prescribed not to be contest**

- (1) For the purposes of the definition of *contest* in section 3 of the Act, the following contests or exhibitions are prescribed not to be contests —
  - (a) a light contact or grappling event for the purpose of promoting the combat sport and for which —
    - (i) scores are not kept; and
    - (ii) there is no outcome or result;
  - (b) a light contact or grappling event solely for the purpose of determining a contestant's proficiency in the combat sport;
  - (c) an event in which a contestant is penalised if he or she punches, kicks, strikes or hits another contestant in a manner that does not involve light contact with that other contestant.
- (2) For the purposes of the definition of *contest* in section 3 of the Act, contests or exhibitions are prescribed not to be contests if they are conducted by one of the following State Sporting Associations, or by the national or international parent bodies of one of the following State Sporting Associations —
  - (a) All Australian International Taekwondo Federation WA;
  - (b) Australian Karate Federation WA;
  - (c) Boxing WA;
  - (d) Judo WA;
  - (e) Sport Taekwondo WA;
  - (f) Taekwondo WA;
  - (g) Western Australian, Australian Federation of Brazilian Jujitsu Branch;
  - (h) Wrestling WA.

**7. Regulation 5 amended**

Delete regulation 5(2).

**8. Regulation 6A inserted**

After regulation 5 insert:

**6A. Persons taken to be registered as contestant**

Under section 62(3) of the Act, a person who is registered or licensed under a law of a place outside the State, the purpose of which substantially corresponds with the purpose of the Act, as a contestant is to be taken to be registered under the Act as a contestant.

**9. Regulation 6 amended**

- (1) In regulation 6(a) delete “participated in an amateur capacity,” and insert:

participated,

- (2) In regulation 6(b) delete “professional”.

- (3) Delete regulation 6(c)(ii) and insert:

- (ii) other disciplinary measures taken under a law, the purpose of which substantially corresponds with the purpose of the Act,

- (4) Delete regulation 6(f) and insert:

- (f) details of any medical information provided under section 16(2)(b) or 19(3)(b) of the Act; and

- (g) details of the person’s next of kin and an emergency contact telephone number for that next of kin.

- (5) In regulation 6 after each of paragraphs (a), (b), (c) and (d) insert:

and

**10. Regulation 7 amended**

- (1) Delete regulation 7(1).

- (2) In regulation 7(2)(a) delete “3 days” and insert:

5 days

- (3) Delete regulation 7(3).

Note: The heading to amended regulation 7 is to read:

**Time for making application for registration**

**11. Regulations 8A, 8B and 8C inserted**

After regulation 7 insert:

**8A. Prescribed medical information**

- (1) For the purposes of sections 16(2)(b) and 19(3)(b) of the Act, the following medical information is prescribed —
  - (a) a medical certificate as to fitness to be registered as a contestant in the class to which an application relates completed by a medical practitioner within 12 months before the date of the application;
  - (b) a serology report prepared within 6 months before the date of the application stating whether or not the applicant has Human Immunodeficiency Virus (HIV) infection, Hepatitis B or Hepatitis C;
  - (c) a detailed medical history of injuries sustained in a contest.
- (2) If the person who desires to be registered as a contestant is or has been a contestant in any country outside the Commonwealth, the serology report referred to in subregulation (1)(b) must be prepared within 7 days before the date of the application.

**8B. Prescribed ages for classes of contestants**

For the purposes of section 17(1)(a)(ii) of the Act, the following ages must be reached by contestants in the following classes of contests before registration can be considered —

- (a) 6 years of age for Brazilian Jiu Jitsu;
- (b) 6 years of age for Taekwondo;
- (c) 6 years of age for Wrestling;
- (d) 7 years of age for Karate;
- (e) 9 years of age for Judo;
- (f) 10 years of age for Boxing;
- (g) 12 years of age for Kickboxing;
- (h) 12 years of age for Muay Thai;
- (i) 16 years of age for Shooto;
- (j) 18 years of age for Mixed Martial Arts (Unified Rules).

**8C. Contestant record book**

For the purposes of section 35(1) of the Act, the following information is prescribed —

- (a) the contestant's name;
- (b) the contestant's weight;
- (c) details of the contestant's medical examination and serology test;
- (d) details of the contestant's win/loss record and titles the contestant has won.

**12. Regulation 8 replaced**

Delete regulation 8 and insert:

**8. Fees**

- (1) The fee set out in Schedule 3 item 1 is prescribed for the triennial registration of a contestant under section 16(2)(c) of the Act or for the renewal of the triennial registration of a contestant under section 19(3)(c) of the Act.
- (2) The fee set out in Schedule 3 item 3 is prescribed for the issue of a duplicate contestant record book under section 42 of the Act.

**13. Regulations 9 and 10 replaced**

Delete regulations 9 and 10 and insert:

**9. Prescribed capacities of industry participants**

For the purposes of the definition of *industry participant* in section 3 of the Act, the following capacities are prescribed —

- (a) promoter;
- (b) matchmaker;
- (c) manager;
- (d) trainer;
- (e) referee;
- (f) judge;
- (g) timekeeper.

**10A. Persons taken to be registered as industry participants**

Under section 62(3) of the Act, a person who is registered or licensed under a law of a place outside the

State, the purpose of which substantially corresponds with the purpose of the Act, for one of the capacities prescribed under regulation 9 (other than promoter) is to be taken to be registered under the Act as an industry participant of that capacity.

**10. Register of industry participants: prescribed particulars**

Under section 26(c) of the Act, the particulars listed in column 2 of the Table opposite an industry participant capacity listed in column 1 are prescribed.

**Register of industry participants**

<b>Industry participant capacity</b>	<b>Particulars</b>
Judge	(a) Details of the participant's experience, qualifications and any accreditation. (b) All the particulars required to be disclosed in the application form approved under section 27 of the Act.
Manager	(a) Copy of proof of the participant's identity such as a driver's licence or passport. (b) Details of the participant's experience, qualifications and any accreditation. (c) All the particulars required to be disclosed in the application form approved under section 27 of the Act.
Promoter	(a) Copy of proof of the participant's identity such as a driver's licence or passport. (b) Details of the participant's experience, qualifications and any accreditation. (c) All the particulars required to be disclosed in the application form approved under section 27 of the Act.
Referee	(a) Copy of proof of the participant's identity such as a driver's licence or passport.

<b>Industry participant capacity</b>	<b>Particulars</b>
	(b) Details of the participant's experience, qualifications and any accreditation.  (c) All the particulars required to be disclosed in the application form approved under section 27 of the Act.
Timekeeper	(a) Copy of proof of the participant's identity such as a driver's licence or passport.  (b) Details of the participant's experience, qualifications and any accreditation.  (c) All the particulars required to be disclosed in the application form approved under section 27 of the Act.
Trainer	(a) Copy of proof of the participant's identity such as a driver's licence or passport.  (b) Details of the participant's experience, qualifications and any accreditation.  (c) All the particulars required to be disclosed in the application form approved under section 27 of the Act.

**14. Regulation 11 replaced**

Delete regulation 11 and insert:

**11. Registration fees**

The fees set out in Schedule 3 item 2 are prescribed for the triennial annual registration of an industry participant under section 27(3)(b) of the Act or for the renewal of the triennial annual registration of an industry participant under section 31(2)(b) of the Act.

**15. Regulation 12 deleted**

Delete regulation 12.



**16. Part 3 Division 1 replaced**

Delete Part 3 Division 1 and insert:

**Division 1 — Pre-contest matters****13. Information to be recorded at weigh-in**

For the purposes of section 48(2)(d) of the Act, the following information is prescribed —

- (a) the date and venue of the contest;
- (b) the contestant's weight;
- (c) the contestant's opponent;
- (d) the name of the rules of the contest;
- (e) the number of rounds of the contest and the length of each round.

**14. Information to be certified by medical practitioner**

For the purposes of section 49A(2)(c) of the Act, the following information prescribed is —

- (a) whether or not the person examined is fit to compete in the contest;
- (b) if the person is not fit to compete in the contest, a date before which the person should not take part in —
  - (i) sparring; or
  - (ii) a contest.

**17. Regulation 15 amended**

In regulation 15(4) delete “medical record” and insert:

contestant record

**18. Regulation 16 amended**

(1) Delete regulation 16(1) and insert:

- (1) Except where subregulation (2) applies, where a contestant has participated in a contest of 6 rounds or less, the contestant must not participate in another contest for 7 days.

Penalty: \$1 000.

- (2) In regulation 16(2) delete “medical record” and insert:

contestant record

**19. Part 3 Divisions 3 and 4 inserted**

At the end of Part 3 insert:

**Division 3 — Record of contest**

**17A. Prescribed information: record of contest**

For the purposes of section 52(2)(d) of the Act, the following information is prescribed —

- (a) the contestant’s name;
- (b) the contestant’s weight;
- (c) details of the contestant’s medical examination;
- (d) the opponent’s name;
- (e) the opponent’s weight;
- (f) the date of the contest;
- (g) the venue of the contest;
- (h) the type of contest;
- (i) the name of the contest;
- (j) the number of rounds of the contest and the length of each round;
- (k) the result of the contest.

**17B. Recording participation in contests outside the State**

A person registered as a contestant under section 15 of the Act who participates as a contestant in a contest outside the State must ensure that the information prescribed under regulation 17A is entered in his or her contestant record book.

Penalty: \$1 000.

**Division 4 — Permits for contests**

**17C. Prescribed information: permits to conduct contests**

For the purposes of section 44(2)(c) of the Act, the following information is prescribed —

- (a) the name and contact details of the applicant and the registration details of the promoter of the contest;
- (b) the contest and weigh-in dates and venues;
- (c) the matchmaker’s details;

- (d) details of insurance cover to be obtained and who is to be covered by it, security of contestants and officials and the emergency medical contact procedures;
- (e) financial details for the contest including entry prices, and rewards or prizes for contestants;
- (f) contest details including the contestants' names, weights, fight records and trainers, type and length of contest, classes, proposed rules, titles contested and sanctioning body;
- (g) details of the officials who are to officiate at the contest and their qualifications;
- (h) details of the medical practitioner to be present at the contest;
- (i) details of the venue including —
  - (i) the layout of the venue and facilities for the safety of contestants, industry participants and spectators;
  - (ii) the specifications of the contest ring;
  - (iii) details of the contestant warm-up, cool down and change room areas;
  - (iv) details of the areas for medical staff and officials;
  - (v) details of the emergency access to the venue;
  - (vi) the location of security personnel;
- (j) details of any entertainment to be provided at the contest.

**17D. Prescribed information: permit for contest**

For the purposes of section 45(3)(d) of the Act, the following information is prescribed —

- (a) the name and contact details of the promoter of the contest;
- (b) the type of contest;
- (c) the rules approved under section 62A(1) of the Act to be observed in the contest;
- (d) any sanctioned title for the contest;
- (e) the names of the industry participants approved to officiate at the contest as a referee, judge or timekeeper (as the contest requires).

**17E. Fee for permit for contest**

The fee set out in Schedule 3 item 4 is prescribed for a permit for a contest under section 44(2)(e) of the Act.

**20. Regulation 17 amended**

In regulation 17(a) after “by a” insert:

sanctioning body or a

**21. Regulation 18 replaced**

Delete regulation 18 and insert:

**18. Titles**

The Commission may in writing adopt the sanctioning of a sanctioning body or a recognised body.

**22. Part 5 replaced**

Delete Part 5 and insert:

**Part 5 — Miscellaneous****19. Minimum fees for officials**

- (1) The fees set out in Schedule 4 are prescribed as the minimum fees for the types of officials involved in a combat sport referred to in that item payable by the promoter of the contest to an official involved in the contest.
- (2) Despite subregulation (1), if a contest —
  - (a) is for an international title; and
  - (b) is sanctioned by an approved international body and that international body requires that a specified fee is to be paid to an official involved in a contest for an international title sanctioned by the body,

the minimum fee payable by the promoter of the contest to an official involved in the contest (including the undercard to the title contest) is that specified fee.

**Part 6 — Savings and transitional matters****20. Terms used**

In this Part —

***amending Act*** means the *Professional Combat Sports Amendment Act 2011*;

**commencement day** means the day on which the *Professional Combat Sports Amendment Act 2011* comes into operation;

**PCS Act** means the *Professional Combat Sports Act 1987* as in force immediately before commencement day.

**21. Interpretation Act 1984 not affected**

Except where the contrary intention appears, this Part does not prejudice or affect the application of the *Interpretation Act 1984* Part V.

**22. Contestants registered under the PCS Act**

A person who immediately before commencement day was registered under the PCS Act section 17 as a contestant of a class is, on commencement day, to be taken to be registered under the *Combat Sports Act 1987* section 17 as a contestant in that class for the period that, and subject to the same conditions and restrictions as, applied to that person immediately before commencement day.

**23. Certificate of registration: contestants**

A certificate of registration in force under the PCS Act section 18 immediately before commencement day is, on commencement day, to be taken to be a certificate of registration issued under the *Combat Sports Act 1987* section 18.

**24. Participants registered under the PCS Act**

If —

- (a) immediately before commencement day a natural person was registered under the PCS Act section 27 as a prescribed class of industry participant; and
- (b) a capacity in which a person can be registered as an industry participant prescribed under regulation 9 corresponds to that prescribed class,

the person is, on commencement day, to be taken to be registered under the *Combat Sports Act 1987* section 28 in that capacity for the period that, and subject to the same conditions and restrictions as, applied to that person immediately before commencement day.

**25. Certificate of registration: industry participants**

A certificate of registration issued to an industry participant referred to in regulation 24 in force under

the PCS Act section 29 immediately before commencement day is, on commencement day, to be taken to be a certificate of registration issued under the *Combat Sports Act 1987* section 29 for the capacity corresponding to the prescribed class of industry participant set out in the certificate.

**26. Register: industry participants**

The register of industry participants kept under the PCS Act section 26 immediately before commencement day is, on commencement day, to be taken to be the register required to be kept under the *Combat Sports Act 1987* section 26 in relation to industry participants referred to in regulation 24.

**23. Schedule 1 deleted**

Delete Schedule 1.

**24. Schedule 2 heading amended**

In the heading to Schedule 2 delete “**participants**” and insert:

**contestants**

**25. Schedule 2 Division 3 replaced**

Delete Schedule 2 Division 3 and insert:

**Division 3 — Mixed martial arts**

Division (Class)	Minimum Weight	Maximum Weight
Flyweight	(no lower limit)	not exceeding 56.69 kg
Bantamweight	over 56.69 kg	not exceeding 61.23 kg
Featherweight	Over 61.23 kg	not exceeding 65.77 kg
Lightweight	Over 65.77 kg	not exceeding 70.30 kg
Welterweight	Over 70.30 kg	not exceeding 77.11 kg
Middleweight	Over 77.11 kg	not exceeding 79.83 kg
Cruiserweight	Over 79.83 kg	not exceeding 90.7 kg
Heavyweight	Over 90.7 kg	(no upper limit)

**26. Schedule 3 replaced**

Delete Schedule 3 and insert:

**Schedule 3 — Fees**

[r. 8, 11(1) and 17E]

\$

1. Registration as a contestant under section 16(2)(c) of the Act or renewal of registration as a contestant under section 19(3)(c) of the Act ..... 100.00
2. Registration as an industry participant under sections 27(3)(b) and 28(3) of the Act or renewal of registration under section 31(2)(b) of the Act as —
  - (a) a promoter ..... 330.00
  - (b) a matchmaker ..... 165.00
  - (c) a manager ..... 165.00
  - (d) a trainer ..... 82.50
  - (e) a referee ..... 100.00
  - (f) a judge ..... 80.00
  - (g) a timekeeper ..... 80.00
3. Fee for issue of a duplicate contestant record book . 100.00
4. Application fee for permit for contest ..... Maximum fee of 2 500

**Schedule 4 — Minimum fees for officials**

[r. 19]

Official	Basic fee		State title		National or international title	
	One contest on a bill	2 or more contests on a bill	One contest on a bill	2 or more contests on a bill	One contest on a bill	2 or more contests on a bill
Referee	\$200	\$250	\$200	\$250	\$300	\$350
Judge	\$150	\$200	\$150	\$200	\$250	\$300
Timekeeper	\$150	\$200	\$150	\$200	\$250	\$300

By Command of the Governor,

R. KENNEDY, Clerk of the Executive Council.